



CITY OF MIAMI SPRINGS, FLORIDA

CITY CLERK'S SUMMARY OF COUNCIL ACTIONS
Regular Meeting of Monday, November 19, 2012 - 7:00 p.m.
City Hall – Council Chambers

AGENDA
ITEM #

SUBJECT

ACTION TAKEN

- | | | |
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| 1. | Call to Order/Roll Call | All present. The meeting was called to order at 7:09 p.m. |
| 2. | Invocation | Offered by Councilman Best. |
| | Salute to the Flag | The audience participated.

Students from Blessed Trinity Catholic School led the audience in the Pledge of Allegiance.

Mayor Garcia presented baseball caps to the students who participated in the "I Led the Pledge" program. |
| 3. | Awards & Presentations | |
| 3A) | iPad Instructions | I. T. Director Jorge Fonseca gave a brief explanation of the process to access the agenda and back up documents on the iPad. |
| 3B) | Golf Conditions | John Foy from USGA reported on the Golf Course conditions. He recommended considering reducing the size of the fairways, improvements to the tees and surrounding areas of the putting greens, root pruning and replacing sand in the bunkers and hazards, assuming funds are available. |

- 3C) Proclamation – National American Indian Heritage Month
Mayor Garcia proclaimed November as National American Indian Heritage Month. Vice Mayor Ator accepted the proclamation on behalf of the Daughters of the American Revolution (DAR).
4. **Open Forum:** No speakers.
5. **Approval of Council Minutes**
- 5A) 10-22-2012 Regular Meeting
Minutes of the October 22, 2012 Regular Meeting were **approved** as written.
Motion: Councilman Best
Second: Councilman Lob
Vote: 5-0
6. **Reports from Boards & Commissions**
- 6A) Revitalization and Redevelopment Ad-Hoc Committee
Minutes of the October 15, 2015 Revitalization and Redevelopment Ad-Hoc Committee meeting were received for information without comment.
- 6B) Education Advisory Board
Minutes of the October 16, 2012 Education Advisory Board meeting were received for information without comment.
- 6C) Historic Preservation Board
Minutes of the October 18, 2012 Historic Preservation Board meeting were received for information without comment.
- 6D) Board of Appeals
Minutes of the October 22, 2012 Board of Appeals meeting were received for information without comment.
- 6E) Ecology Board
Minutes of the October 23, 2012 Ecology Board meeting were received for information.

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| 6E) | Ecology Board (continued) | Vice Mayor Ator would like to advise the Ecology Board members that there is recycling at the Community Center since the minutes indicate they are under the impression that there is no recycling at the facility. |
| 6F) | Code Enforcement Board | Cancellation Notice of the November 6, 2012 meeting was received for information without comment. |
| 6G) | Architectural Review Board | Cancellation Notice of the November 7, 2012 Architectural Review Board meeting was received for information without comment. |
| 6H) | Board of Parks and Parkways | <p>Minutes of the November 8, 2012 Board of Parks and Parkways meeting were received for information.</p> <p>Vice Mayor Ator commented that regarding the Westward Drive bike path, she was under the impression that there would be minimal removal of trees and she does not want to up-root trees for the project.</p> <p>City Manager Gorland advised that there is a certain amount of root pruning that is necessary due to the requirements for the width of the cement. The areas in question were where the benches and shelters will be placed.</p> <p>Mayor Garcia asked the City Manager to follow up with Public Works Director Tom Nash to verify what was discussed with the Board.</p> |
| 6I) | Historic Preservation Board | Cancellation Notice of the November 15, 2012 Historic Preservation Board meeting was received for information without comment. |

- 6J) Code Review Board Cancellation Notice of the November 22, 2012 Code Review Board meeting was received for information without comment.
- 6K) Zoning and Planning Board Cancellation Notice of the November 5, 2012 Zoning and Planning Board meeting was received for information without comment.
- 6L) Recreation Commission Minutes of the November 13, 2012 Recreation Commission meeting were received for information without comment.
- 6M) General Employees Retirement System Minutes of the September 19, 2012 General Employees Retirement System meeting were received for information without comment.
- 6N) Police and Firefighters Retirement System Minutes of the September 19, 2012 Police and Firefighters Retirement System meeting were received for information without comment.
- 6O) Golf and Country Club Advisory Board Cancellation Notice of the November 14, 2012 Golf and Country Club Advisory Board meeting was received for information without comment.
- 6P) Board of Adjustment Actions taken by the Board of Adjustment at their meeting of November 5, 2012 were approved subject to the 10-day appeal period.
Motion: Vice Mayor Ator
Second: Councilman Best
Vote: 5-0

7. Public Hearings:

Board of Appeals meeting called to order at 7:44 p.m.
Council meeting reconvened at 8:03 p.m.

7. Public Hearings:

7A) Second Reading:
Ordinance No. 1040-2012

On second reading, Council **tabled** an ordinance updating the five-year Schedule of Capital Improvements of the City's Comprehensive Plan as mandated by Florida Statutes Sections 163.3177 (3) (b); providing a conflicts clause and severability clause, pending an updated schedule of Five-year Schedule of Capital Improvements.

8. Consent Agenda:

(approved with one motion)

8A) City Attorney's Invoice

Council **approved** payment of the City Attorney's invoice for October, 2012 in the amount of \$12,825.00.

Motion: Vice Mayor Ator

Second: Councilman Best

Vote: 5-0

8B) Change Orders No. 4 & 5 –
Carivon Construction

Council **approved** Change Orders Nos. 4 and 5 to Carivon Construction Company, in the amount of \$75,507.05, for the completion of the Curtiss Mansion project, pursuant to Section 31.11 (F) (11) (c) of the City Code.

Motion: Vice Mayor Ator

Second: Councilman Best

Vote: 5-0

8C) Police Computer Network
Upgrades

Council **approved** an expenditure to Dell Marketing L.P., utilizing Florida State Contract No. 250-000-09-1, in the amount of \$6,433,56, for a file (LAN) server to accommodate required upgrades of the police computer network, pursuant to Section 31.11 (E) (5) of the City Code.

Motion: Vice Mayor Ator

Second: Councilman Best

Vote: 5-0

- 8D) Purchase of Three Patrol Vehicles
 Council **approved** a bid to Maroone Dodge of Pembroke Pines, utilizing Florida Sheriff's Association Bid Award Announcement No. 12-20-0905, in the amount of \$71,205.00, for three Dodge Chargers patrol vehicles, pursuant to Section 31.11 (E) (5) of the City Code.
Motion: Vice Mayor Ator
Second: Councilman Best
Vote: 5-0
- 8E) Purchase of Two Harley-Davidson Motorcycles for the Police Dept.
 Council **approved** a bid to Peterson's Harley-Davidson of Miami LLC, utilizing Miami-Dade County Contract No. 5206-5/14-4, in the amount of \$22,186.34, for two 2013 Harley-Davidson Road King motorcycles, pursuant to Section 31.11 (E) (5) of the City Code.
Motion: Vice Mayor Ator
Second: Councilman Best
Vote: 5-0
- 8F) Paving of Area Around Bentley and Ludlam Drives
 Council **approved** a Change Order of \$1,325.00 to Metro Express for additional paving of the area around Bentley and Ludlam Drives, pursuant to Section 31.11 (F) (11) (b) of the City Code.
Motion: Vice Mayor Ator
Second: Councilman Best
Vote: 5-0
- 8G) Police Pension Plan Alternatives
 Council **approved** an expenditure in an amount not to exceed \$12,000.00 to Gabriel Roeder Smith and Company Actuaries (GRS) for Police Pension Plan alternatives, as a sole source provider, pursuant to Section 31.11 (E) (6) (c) of the City Code.
Motion: Vice Mayor Ator
Second: Councilman Best
Vote: 5-0

9. Old Business:

9A) Advisory Board Appointments

Councilman Lob (Group III) **re-appointed** Fredy Albiza to the Architectural Review Board for a full 2-year term ending on October 31, 2014.

Councilman Lob (Group III) **re-appointed** Jacqueline Martinez-Regueira to the Code Enforcement Board for a full 3-year term ending on September 30, 2015.

Vice Mayor Ator (Group IV) **appointed** Todd Stiff as the Alternate Member of the Board of Adjustment/Zoning and Planning Board for a full 3-year term ending on October 31, 2015.

10. New Business:

10A) Movie Nights at the Circle

Council **approved** a request by All Angels to fund the police services for movie nights to be funded from the City Council promotional account.

Motion: Councilwoman Bain

Second: Councilman Best

Vice Mayor Ator: “abstained”

Councilman Best: “aye”

Councilwoman Bain: “aye”

Councilman Lob: “aye”

Mayor Garcia: “aye”

Vote: 4-0

10B) Lino Ferrer Productions

Council **approved** a request by Lino Ferrer Productions to serve alcoholic beverages at the Rebeca Soca Theater on Thursday, November 29, 2012 from 7:30 to 10:30 p.m.

Motion: Councilman Best

Second: Councilwoman Bain

Vote: 5-0

- 10C) Resolution No. 2012-3566 Council **approved** a resolution authorizing and approving the submittal of an application for a 2012 Transportation Enhancement Program (TEP) Grant, administered by the State of Florida Department of Transportation, and authorizing execution of the required grant application documentation by the proper officers and officials of the City.
Motion: Vice Mayor Ator
Second: Councilman Best
Vice Mayor Ator: “aye”
Councilman Best: “aye”
Councilwoman Bain: “no”
Councilman Lob: “aye”
Mayor Garcia: “aye”
Vote: 4-1
- 10D) First Reading:
Ordinance No. 1042-2012 Council **tabled** an ordinance amending Code of Ordinance Section 150-034 – Installation of Central Air Conditioning and Heating Units, Pool Pumps and Equipments and Sprinkler Pumps and Equipment, by providing an additional site location for the placement of such equipment on newly constructed property and clarifying that all approved locations are not to be within the required setback areas.
- 10E) First Reading:
Ordinance No. 1043-2012 Council **approved** an ordinance amending Code of Ordinance Section 150-010, Roof Materials, Requirements and Re-roofs, by deleting all references to the two year sunset provision, thereby including asphalt shingles as an approved roofing material for the City, striking subsection (H) of the ordinance as being inappropriate and outdated.

- 10E) First Reading: Ordinance
No. 1043-2012 (continued)
- Motion:** Councilman Lob
Second: Councilman Best
Vice Mayor Ator: “no”
Councilman Best: “aye”
Councilwoman Bain: “aye”
Councilman Lob: “aye”
Mayor Garcia: “aye”
Vote: 4-1
- 10F) First Reading:
Ordinance No. 1044-2012
- Council **approved** an ordinance amending Code of Ordinance Section 150-002 – Definitions, by clarifying and updating the definitions of rear yard [Subsection (C) (79)] and side yard [Subsection (C) (80)].
- Motion:** Vice Mayor Ator
Second: Councilman Lob
Vote: 5-0
- 10G) First Reading:
Ordinance No. 1045-2012
- Council **approved** an ordinance amending Code of Ordinance Section 150-164, N. W. 36th Street, by removing any and all references to the required participation of the City Architectural Review Board in the design review process mandated by the ordinance.
- Motion:** Councilman Best
Second: Councilwoman Bain
Vice Mayor Ator: “no”
Councilman Best: “aye”
Councilwoman Bain: “aye”
Councilman Lob: “aye”
Mayor Garcia: “aye”
Vote: 4-1
- 10H) First Reading:
Ordinance No. 1046-2012
- Council **approved** an ordinance amending Code of Ordinance Section 32-20, Establishment and Membership, by revising the membership of the City’s Memorial Committee, to meet current participation availability.
- Motion:** Vice Mayor Ator
Second: Councilman Best
Vote: 5-0

10I) Recommendations from the Board of Parks and Parkways Council **approved** the recommendations from the Board of Parks and Parkways to designate 190 Shadow Way and 209 Chippewa Street as the Yard of the Months for December 2012 and January 2013 respectively.
Motion: Councilman Lob
Second: Vice Mayor Ator
Vote: 5-0

10J) Code of Ethics and Citizens Bill of Rights Council **received** information regarding the Code of Ethics and Citizens Bill of Rights adopted by the City of Doral.

Vice Mayor Ator **requested** that Council consider adopting an Ethics ordinance and placing a Bill of Rights Charter amendment question on the ballot in April.

City Attorney Seiden suggested that the City Clerk could check with the Elections Department to determine the deadline for placing a Charter amendment question on the ballot for the April 2, 2013 General Election.

11. Other Business:

11A) FY 2011-2012 Fourth Quarter Status Report (Unaudited) The Assistant City Manager/Finance Director **presented** the Fiscal Year 2011-2012 Fourth Quarter unaudited budget status report indicating that expenditures were \$120,000 less than budgeted and the Golf Course loss was \$286,000 compared to \$414,000 last year.

- 11B) Update on Proposed Fund Balance Designations
- The Assistant City Manager/Finance Director **presented** an update on the proposed fund balance designations.
- Council **approved** a reduction of \$111,000 to the fund balance from the designated funds for the Senior Center and Downtown Revitalization.
- Motion:** Vice Mayor Ator
Second: Councilwoman Bain
Vice Mayor Ator: “aye”
Councilman Best: “no”
Councilwoman Bain: “aye”
Councilman Lob: “aye”
Mayor Garcia: “aye”
Vote: 4-1
- 11C) December Meeting
- Council **cancelled** the December 24, 2012 Regular Meeting.
- Motion:** Vice Mayor Ator
Second: Councilman Best
Vote: 5-0
- 12. Reports & Recommendations:**
- 12A) **City Attorney** None
- 12B) **City Manager**
- City Events
- City Manager Gorland encouraged residents to check the website and tweets for upcoming events in the City.
- Yoga in a Chair
- City Manager Gorland advised residents to contact the Senior Center for more information on Yoga in a Chair.
- Art Classes
- City Manager Gorland reported that art classes for kids from ages 3 to 12 are still open and available every Tuesday afternoon at the Community Center. For more information contact the Community Center.

12B)	5K Turkey Trot	City Manager Gorland said that the 5K Turkey Trot was a blast with more than 60 participants. Free turkeys were given away in a drawing and his daughter received one that she is going to donate to the Senior Center. There will be another event in the spring.
	Hometown Holiday Shopping	City Manager Gorland reported that the Hometown Holiday Shopping month begins November 23 rd through December 23 rd .
	Farmers Market	City Manager Gorland stated that the Farmers Market has been great and he encouraged everyone visit the market at All Angels every Saturday morning.
	Seth Bramson	City Manager Gorland reported that well renowned historian and writer Seth Bramson will be at the Miami Springs Historical Society on November 29 th at 7:30 p.m.
	Holiday Art Exhibit	City Manager Gorland said that the Holiday Art Exhibit will be in the City Hall Lobby and anyone interested should contact the Hibiscus Fine Arts Guild for more information.
	Winter Concert	City Manager Gorland stated that Poinciana United Methodist Church is hosting a winter concert on Friday, December 7 th from 5:00-7:00 p.m.
	Classic Car Show	City Manager Gorland commented that the Classic Car Show is the largest show in South Florida and it will be held at the Circle on December 8 th from 6:00 p.m. to 10:00 p.m. The show will expand into the first block of Curtiss Parkway.

11B)	Christmas at the Gazebo	City Manager Gorland reported that Christmas at the Gazebo would begin with a parade on Saturday, December 15 th at 5:30 p.m. and festivities at the Gazebo from 6:00-9:00 p.m. There will be snow and the sale of wristbands will be \$2.00 for residents and \$10.00 for non-residents beginning Monday, November 26 th .
	Happy Thanksgiving	City Manager Gorland wished everyone a Happy Thanksgiving.
12C)	City Council	
	Halloween	Vice Mayor Ator commented that Halloween went very well. She visited the Halloween event at the Community Center and it was nicely done and well organized.
	Story Time	Vice Mayor Ator participated and enjoyed Story Time. She made hand turkeys with the kids.
	Curtiss Mansion	Vice Mayor Ator mentioned that the Curtiss Mansion fence has been installed and it looks beautiful.
	Woman's Club Christmas Party	Vice Mayor Ator reported that the Woman's Club is hosting their Christmas Party at the Country Club on December 15 th . Anyone interested in attending can R.S.V.P. to Carmen Tapp.
	Holiday Tour of Homes	Vice Mayor Ator said that the Holiday Tour of Homes will be held on Saturday, December 29 th .
	Taste of the Springs	Vice Mayor Ator stated that the Taste of the Springs would be held on Sunday, February 10, 2013.

12C)	Breakfast with Santa	Vice Mayor Ator reported that the All Angels Breakfast with Santa would be held on Saturday, December 1 st . Tickets will be \$7.00 in advance and \$9.00 at the door.
	Turkey Trot	Vice Mayor Ator recognized her husband Bill Tallman for winning a bronze medal in the Turkey Trot.
	Happy Anniversary	Vice Mayor Ator wished her husband Bill Tallman a Happy Anniversary.
	Science Fair	Vice Mayor Ator recognized her oldest son for winning second place in the Science Fair for his project with football throwing.
	Happy Thanksgiving	Vice Mayor Ator wished everyone a happy and safe Thanksgiving.
	Junior Orange Bowl Pageant	Councilwoman Bain reported that she was fortunate enough to be at the Junior Orange Bowl Pageant at the Rebeca Sosa Theatre. Ashlyn Ray from Miami Springs won princess and Skylar Odin from Miami Springs won Miss Congeniality; they will be on the float at the Orange Bowl Parade.
	Soccer Fundraiser	Councilwoman Bain stated that the Miami Springs/Virginia Gardens Soccer Club held their fundraiser at Woody's and it was a great success with many people attending.
	Optimist Football	Councilman Lob commented that one of the Optimist Football teams went to the super bowl of their league and he is very happy for them.
	Happy Thanksgiving	Councilwoman Bain wished everyone a blessed Thanksgiving.
	Happy Thanksgiving	Councilman Best wished everyone a very happy and safe Thanksgiving.

12C)	Christmas Tree Sale	Councilman Lob reported that the Optimist Club is having their annual Christmas tree sale beginning Thanksgiving Day at 9:30 a.m. There is a coupon in the Gazette. The hours will be from 6:00 p.m. to 9:30 p.m. during the week and 9:30 a.m. to 9:30 p.m. during the weekend.
	Happy Thanksgiving	Councilman Lob wished everyone a Happy Thanksgiving.
	Prayers	Mayor Garcia asked that everyone keep City Clerk Magali Valls and her family in their thoughts and prayers for the passing of her sister.
	Christmas Tree Sale	Mayor Garcia reiterated that the Christmas Tree Sale begins on Thanksgiving Day. He noticed over the years that many kids are participating and helping with the unloading of the Christmas trees.
	Basketball Season	Mayor Garcia commented that the Basketball season is in full swing. There are a couple of age groups that are still available for registering.
	Hometown Holiday Shopping	Mayor Garcia encouraged everyone to participate in the Hometown Holiday Shopping.
	Johnny's Luncheonette	Mayor Garcia commented that Johnny's is doing a promotion that if someone shops in any Miami Springs' business and shows proof of receipt, they will receive a free ice cream or desert with their lunch purchase.
	Junior Orange Bowl Pageant	Mayor Garcia said that the Junior Orange Bowl Pageant was great and he appreciates the Committee for selecting the Community Center to hold the event.

- 12C) Football Program Mayor Garcia stated that the Football program is getting better every year. He thanked the Optimist Club for sponsoring the program.
- Report Cards Mayor Garcia commented that his son made straight A's at his new school which is the AIE Charter School.
- Turkey Trot Mayor Garcia said that his son received second place in his age division at the Turkey Trot. He recognized the Recreation staff, Omar and Kaitlin for a phenomenal job.
- Happy Anniversary Mayor Garcia wished his wife a Happy 12th Year Anniversary.
- Happy Birthday Mayor Garcia wished his wife a Happy Birthday.
- 13. Adjourn** Meeting adjourned at 9:56 p.m.